



## Exempt Action Final Regulation Agency Background Document

<b>Approval authority name</b>	State Water Control Board
<b>Virginia Administrative Code (VAC) citation</b>	9 VAC 25-151
<b>Regulation title</b>	General VPDES Permit Regulation For Discharges of Storm Water Associated With Industrial Activity
<b>Action title</b>	Technical Corrections to Final Regulation
<b>Final agency action date</b>	August 31, 2004
<b>Document preparation date</b>	September 1, 2004

When a regulatory action is exempt from executive branch review pursuant to § 2.2-4002 or § 2.2-4006(A) of the of the Administrative Process Act (APA) ([townhall.state.va.us/dpbpages/dpb\\_apa.htm](http://townhall.state.va.us/dpbpages/dpb_apa.htm)), 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 ([leg1.state.va.us/cgi-bin/legp504.exe?000+cod+2.2-4100](http://leg1.state.va.us/cgi-bin/legp504.exe?000+cod+2.2-4100)), the *Virginia Register Form, Style, and Procedure Manual* ([legis.state.va.us/codecomm/register/download/styl8\\_95.rtf](http://legis.state.va.us/codecomm/register/download/styl8_95.rtf)), and Executive Orders 21 (02) and 58 (99) ([governor.state.va.us/Press\\_Policy/Executive\\_Orders/EOHome.html](http://governor.state.va.us/Press_Policy/Executive_Orders/EOHome.html))

### 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.*

The final VPDES General Permit Regulation for Industrial Activity Storm Water Discharges (9 VAC 25-151) was adopted by the State Water Control Board in March, 2004. Subsequent to that adoption, and after publication of the final document in the Virginia Register, several errors and omissions were discovered in the regulation. The following corrections are being made:

1. Table 140 (Sector F): Insert the parameter "Total Recoverable Zinc" with a monitoring cutoff value of "120 ug/l" into the "Rolling, Drawing, and Extruding of Nonferrous Metals (SIC 3351-3357)" monitoring category.
2. Table 150-1 (Sector G): Typo in the "Total Suspended Solids" monitoring cutoff value for the "Active Copper Ore Mining and Dressing Facilities (SIC 1021)" monitoring category. The value should be 100 mg/l, not 100 ug/l.

3. Section 9 VAC 25-151-160 (Sector H): Typo in subsection C 2 b. "premittee" should be "permittee".
4. Table 180-2 (Sector K): Two typos in the last monitoring parameter. Should be "Total Recoverable Silver", not "Recoverable Silver", with a monitoring cutoff value of "4.1 ug/l", not "4.1 ug".
5. Section 9 VAC 25-151-230 (Sector P): Typo in subsection B 3 a (1). "torage" should be "storage".
6. Table 280 (Sector U): Insert the parameter "Total Suspended Solids (TSS)" with a monitoring cutoff value of "100 mg/l" into the "Grain Mill Products (SIC 2041-2048)" monitoring category.

Both of the parameters that were omitted, and all of the typos in the tables were in and correct in the previous industrial general permit regulation, and are in EPA's Multi-sector Industrial General Permit, which was the basis for this general permit regulation.

### Statement of Final Agency Action

*Please provide a statement of the final action taken by the agency: including the date the action was taken, the name of the agency taking the action, and the title of the regulation.*

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On August 31, 2004, the State Water Control Board adopted the technical corrections to the General VPDES Permit Regulation for Discharges of Storm Water Associated With Industrial Activity.

### 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.*

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The technical corrections to the regulation will have no direct impact on the institution of the family or family stability.