



COMMONWEALTH of VIRGINIA
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MEMORANDUM

FROM: Ross Phillips
Senior Assistant Attorney General

TO: Michael Rolband, Director
Department of Environmental Quality

DATE: January 24, 2025

RE: Periodic Review of Chapter 9 VAC 25-900 Certification of Nonpoint Source
Nutrient Credits

Please note that this memorandum does not constitute an opinion, formal or informal, of the Attorney General. Rather, this memorandum contains the legal analysis of the individual staff member providing it.

Pursuant to Executive Order 19 (2022) and §§ 2.2-4007.1 and 2.2-4017 of the Code of Virginia, the Virginia State Water Control Board (the "Board") is in the process of its periodic review of 9 Va. Admin. Code §§ 25-860 et seq. and is not proposing any changes to these regulations at this time. If the Board concludes this periodic review without proposing any changes to these regulations, no further review is required. If the Board seeks to amend these regulations, further review may be required.

I have reviewed the above-referenced regulations and find they are within the statutory authority of the State Water Control Board pursuant to § 62.1-44.19:20 of the Code of Virginia.