



Virginia
Regulatory
Town Hall

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Exempt Action Final Regulation Agency Background Document

Approving authority name	State Water Control Board
Virginia Administrative Code (VAC) citation	9 VAC 25-720_
Regulation title	Water Quality Management Planning Regulation
Action title	Amendment of Section 110 to Correct Phosphorus Waste Load Allocation for Tyson Foods in Temperenceville
Final agency action date	March 15, 2006
Document preparation date	March 22, 2006

When a regulatory action is exempt from executive branch review pursuant to § 2.2-4002 or § 2.2-4006 of the Virginia 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 21 (02) 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.

The regulation is being amended to correct the total phosphorus allocation for Tyson Foods – Temperenceville from 980 pounds per year to 1,142 pounds per year. At the State Water Control Board meeting on September 21, 2005, nutrient waste load allocations were adopted for significant dischargers in the Shenandoah-Potomac, Rappahannock, and Eastern Shore Basins. The Board was notified that these final allocations accounted for changes based on revised design flow values for some facilities, and waste loads for all the listed dischargers shown in whole pounds per year, rather than rounded off to two significant figures as shown in previous draft amendments. Upon close review of the final regulation text, it was noted that the total phosphorus allocation for Tyson Foods – Temperenceville was still shown as rounded off to two significant figures and did not account for a revision to the design flow value, while the total nitrogen allocation was correct. The total phosphorus sum for the Eastern Shore Basin dischargers was also correct, necessitating only a technical correction to the individual value for Tyson’s total phosphorus allocation.

Statement of final agency action

Please provide a statement of the final action taken by the agency including (1) the date the action was taken, (2) the name of the agency taking the action, and (3) the title of the regulation.

The State Water Control Board adopted the technical correction to the phosphorus waste load allocation for Tyson Foods at Temperenceville on March 15, 2006.

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.

There is no expected impact on the institution of the family and family stability.