



COMMONWEALTH of VIRGINIA
Office of the Attorney General
Richmond 23219

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September 13, 2010

The Honorable David K. Paylor, Director
Virginia Department of Environmental Quality
629 East Main Street
Richmond, Virginia 23219

Re: Authority to Promulgate Proposed Regulation D09, VOC Emission Standards – Industrial Solvent Cleaning Operations and Miscellaneous Industrial Adhesive Application Processes, 9 VAC 5-40 *et seq.*

Dear Director Paylor:

I have reviewed the above-referenced regulation. It is my opinion that the State Air Pollution Control Board has authority to promulgate the regulation under applicable law, including Chapter 13 of Title 10.1 of the Code of Virginia.

If I may be of any further assistance to you relating to this matter, please do not hesitate to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Kerri L. Nicholas".

Kerri L. Nicholas
Assistant Attorney General