

DIVISION OF MINED LAND RECLAMATION		PROCEDURE NO.	2.3.05
PROCEDURES MANUAL		ISSUE DATE	08/15/2013
SUBJECT	Midterm Permit Evaluation	Section	Enforcement/Technical Section
		Last Revised	06-20-02

OBJECTIVE AND INTENT:

To ensure the enforcement and technical personnel schedule and perform midterm permit evaluations as required by the regulations.

GENERAL:

Midterm permit evaluations shall be made in accordance with 4 VAC 25-130-774.11 of the regulations.

PROCEDURES:

The Intraday tickler system shall start informing the Field Inspector 45 DAYS prior to the midterm date with a note reminding the inspector that a midterm review must be conducted. The inspector will complete the Midterm E-form to make sure that all the Yes and No questions are answered.

The Field Inspector shall ensure that the midterm evaluation is completed by the due date.

Field-Evaluation:

The Inspector shall conduct a comprehensive field midterm review and inspection to determine the effectiveness of the permit's current detailed plans in meeting the performance standards. A reassessment of the probable hydrologic consequences (PHC) may be required (if so, this must be noted in the Midterm E-form).

If the field review reveals that:

- the plans are effective; the Inspector shall document such in the inspection report (**DMLR-ENF-044S**) and on the Midterm E-form.
- the plans are not effective; the Inspector shall document such in the inspection report (**DMLR-ENF-044S**) and on the Midterm E-form explaining the portion of the plans that are deficient. The E-forms System will notify the permittee by e-mail with the Inspector's comments that need to be addressed and that the permittee is required to request a data download and submit a revision to the plans for approval to address the needed corrections.
- Upon finding the application Administratively Complete, the Inspector will note in the Inspector's Checklist that the application is being submitted to address comments on the Mid-Term evaluation.

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The Inspector shall enter “**Midterm review**” in the “TYPE OF REPORT” section of **DMLR-ENF-044S**.

Permit Review Specialist

In the event a revision application is submitted as a result of a Midterm evaluation, deadlines must be assigned to each return for corrections. The deadline will be 30 days for each submittal.

Field Inspector

If the permittee fails to submit the revision application or meet the assigned deadline for re-submittal of corrections, the Field Inspector shall issue a Notice of Violation to the permittee for failing to comply with the abatement date set forth in the Midterm evaluation e-mail or meet the deadline for re-submittal of corrections.