

Howell, Beth (MRC)

From: Eversole, Mark (MRC)
Sent: Thursday, April 30, 2015 9:16 AM
To: Howell, Beth (MRC)
Subject: FW: James River Water Authority MVRC #14-0343
Attachments: JRWA JPA Signature Page 20150427.pdf; Marine Resources Commission Ltr - 2014-03-19.pdf

Importance: High

Property owners signature for 14-0434

From: Joe Hines [<mailto:Joe.Hines@timmons.com>]
Sent: Wednesday, April 29, 2015 10:32 PM
To: Eversole, Mark (MRC)
Cc: Brendan Hefty (brendan@heftywiley.com); David Saunders; Steve Nichols; Goodwin, Christian; Marsala, Sarah (DEQ); 'bbd304@comcast.net'
Subject: RE: James River Water Authority MVRC #14-0343
Importance: High

Mark,

Hope you are doing well. Please find attached a copy of the signature page for the JPA signed last Friday, April 24, 2015 by the property owner. We are also in the process of finalizing the final construction plans for the intake structure, including the temporary impacts associated with the construction activity (i.e. cofferdams) and plan to submit those to VMRC early next week (by Tuesday, May 5th).

In accordance with 9VAC25-210-140 below, we would like to get the concurrent advertisement published as quickly as possible. Please let us know what assistance, other than paying for the advertising, we can provide to get this advertised in a timely manner.

Provided VMRC is satisfied we have met the requirements set forth in the attached March 19, 2014 letter, our preference would be to advertise on or prior to Sunday, May 10 if at all possible.

Thanks in advance for your assistance and guidance in this matter.

Joe

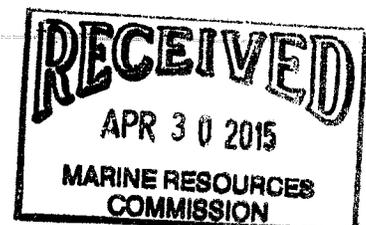
9VAC25-210-140. Public notice of VWP permit applications, permit actions and public comment periods.

- A. The initial application for surface water supply projects that requires both an individual Virginia Water Protection Permit and a Virginia Marine Resources permit under § 28.2-1205 of the Code of Virginia shall be advertised concurrently by the Department of Environmental Quality and the Virginia Marine Resources Commission. Such advertising shall be paid for by the applicant.

From: Eversole, Mark (MRC) [<mailto:Mark.Eversole@mrc.virginia.gov>]
Sent: Wednesday, November 05, 2014 9:15 AM
To: Joe Hines

ADDITIONAL INFO
REVISION

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Cc: Eversole, Mark (MRC)

Subject: James River Water Authority MVRC #14-0343

Joe, we can reactivate this application at any point. We are waiting to receive the information that Juliette requested back in March of this year. The two major items she asked for were for the owner of the property to sign the JPA and for a set of complete, final construction plans. As she states in her letter of March 19th, "We are unable to make a permit decision for an intake structure based on conceptual drawings. Please include temporary impacts associated with the construction activity (e.g. cofferdams)."

Once we receive updated information, we can reactivate the application and begin our public interest review. Please be assured that the VMRC will act as the clearing house for all application information and correspondence associated with the JPA. We will forward information received to other Federal, State and Local agencies as appropriate.

I look forward to working with you on this application.

Mark Eversole

Virginia Marine Resources Commission

2600 Washington Avenue, 3rd Floor

Newport News, Virginia 23607

Office: (757)-247-8028

email: mark.eversole@mrc.virginia.gov



COMMONWEALTH of VIRGINIA

Marine Resources Commission
2600 Washington Avenue
Third Floor
Newport News, Virginia 23607

March 19, 2014

RECEIVED

MAR 20 2014

Fluvanna County

James River Water Authority
Attn: Steven Nichols, Fluvanna County Administrator
c/o Timmons Group
1001 Boulders Parkway, Suite 300
Richmond, VA 23225

Re: VMRC #14-0343

Dear Mr. Nichols:

I am writing to acknowledge receipt of your application describing a proposed project that will require a permit from the Marine Resources Commission. The above-referenced processing number has been assigned to your proposal. Please refer to this number in all future correspondence pertaining to this project.

A review of your application reveals that additional information and/or drawings will be necessary to enable the regulatory agencies to thoroughly evaluate your project. Specifically, the information required to facilitate a timely review of your proposal includes:

- Confirm if the intake authorized under VWP #04-0805 was installed and operational. Our agency reviewed application #04-0805 and authorized the project, however, a final permit was never issued for the project.
- Complete Section 10 – the property owner needs to sign the JPA.
- Confirm the maximum withdrawal velocity. Please note that the recommended maximum velocity is 0.25 feet per second.
- Submit final set construction drawings. We are unable to make a permit decision for an intake structure based on conceptual drawings. Please include temporary impacts associated with the construction activity (e.g. cofferdams).

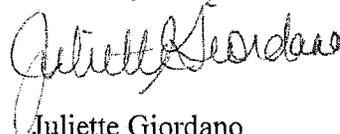
ADDITIONAL INFO
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An Agency of the Natural Resources Secretariat
www.mrc.virginia.gov

Telephone (757) 247-2200 (757) 247-2292 V/TDD Information and Emergency Hotline 1-800-541-4646 V/TDD

Please be advised that you may also need a permit from the Virginia Department of Environmental Quality and the U.S. Army Corps of Engineers. Your application has been forwarded to these agencies for processing. If I may be of further assistance, please do not hesitate to call me at (757) 247-8028 or to e-mail me at juliette.giordano@mrc.virginia.gov.

Sincerely,



Juliette Giordano
Environmental Engineer

cc: Virginia Depart of Environmental Quality
U.S. Army Corps of Engineers #2

ADDITIONAL INFO
REVISION

9. WETLANDS/WATERS IMPACT INFORMATION (Continued)

DEQ classification of impacted resource(s): Estuarine Class II Non-tidal waters Class III Mountainous zone waters Class IV Stockable trout waters Class V Natural trout waters Class VI Wetlands Class VII	Non-Tidal waters Class III		
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For DEQ permitting purposes, also submit as part of this section a wetland and waters boundary delineation map⁽⁴⁾ – see the Footnotes section in the form instructions.

See Wetland Information (Appendix G)

For DEQ permitting purposes, also submit as part of this section a written disclosure of all wetlands, open water, or streams that are located within the proposed project or compensation areas that are also under a deed restriction, conservation easement, restrictive covenant, or other land-use protective instrument.

See Wetland Information (Appendix G)

10. APPLICANT, AGENT, OWNER, AND CONTRACTOR CERTIFICATIONS

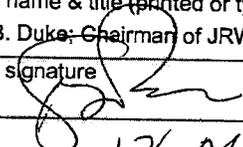
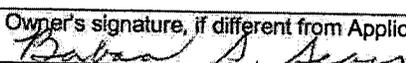
If the Applicant(s), Agent(s), Owner(s), or Contractor(s) is/are a company, please use the company name(s) that is/are registered with the State Corporation Commission (SCC)

PRIVACY ACT STATEMENT: The Department of the Army permit program is authorized by Section 10 of the Rivers and Harbors Act of 1899, Section 404 of the Clean Water Act, and Section 103 of the Marine Protection Research and Sanctuaries Act of 1972. These laws require that individuals obtain permits that authorize structures and work in or affecting navigable waters of the United States, the discharge of dredged or fill material into waters of the United States, and the transportation of dredged material for the purpose of dumping it into ocean waters prior to undertaking the activity. Information provided in the Joint Permit Application will be used in the permit review process and is a matter of public record once the application is filed. Disclosure of the requested information is voluntary, but it may not be possible to evaluate the permit application or to issue a permit if the information requested is not provided.

CERTIFICATION: I am hereby applying for permits typically issued by the DEQ, VMRC, U.S. Army Corps of Engineers, and/or Local Wetlands Boards for the activities I have described herein. I agree to allow the duly authorized representatives of any regulatory or advisory agency to enter upon the premises of the project site at reasonable times to inspect and photograph site conditions, both in reviewing a proposal to issue a permit and after permit issuance to determine compliance with the permit.

In addition, I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Is/Are the Applicant(s) and Owner(s) the same? ___ Yes No

Applicant's name & title (printed or typed) Goodman B. Duke, Chairman of JRWA	Second applicant's name & title, if applicable (printed or typed) N/A
Applicant's signature 	Second applicant's signature N/A
Date 12 Mar 14	Date N/A
(Required for VMRC permit actions only) Property owner's name, if different from Applicant Point of Fork Farm (Attn: Barbara S. Gittam) SEA 4	(Required for VMRC permit actions only) Second property owner's name, if applicable N/A
Owner's signature, if different from Applicant 	Second owner's signature
Date 4/24/2015	Date