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AGENDA
PlanRVA Commission
April 13, 2023 – 9:30 a.m.
PlanRVA James River Boardroom, 424 Hull Street, Suite 300,
Richmond, VA 23224 and via Zoom

If you wish to participate in this meeting virtually, please register via Zoom at the following link:
https://planrva-org.zoom.us/webinar/register/WN_tEwUvzmJQP-SHHRjkzvUFQ

Call to Order (*Davis*)

Pledge of Allegiance (*Davis*)

Welcome and Introductions (*Davis*)

Roll Call of Attendees and Certification of a Physical Quorum (*Firestone*)

1. Administration

a. Confirmation of Member Participation from a Remote Location (*as needed/Davis*)

Action requested (if there are member requests to participate remotely): motion to confirm that the Chair's decision to approve or disapprove the member(s) request to participate from a remote location was in conformance with the PlanRVA Commission Policy for Remote Participation of Members; and, the voice of the remotely participating member(s) can be heard by all persons at the primary or central meeting location (voice vote).

b. Public Comments (*Davis*)

2. Agenda Amendments / Approval (*Davis*)

Action requested: motion to approve the agenda as presented (voice vote).

3. Approval of March 9, 2023, Meeting Minutes (*Davis*) - page 3

Action requested: motion to approve the meeting minutes as presented (voice vote).

4. Standing Committee and Other Reports

a. Executive Committee & Chairman's Report (*Davis*)

- i. **May Meeting Schedule**
- ii. **2023 Washington Policy Conference Report**
- iii. **State and National Association Updates:**
 - 1) **David Blount, Executive Director VAPDC**
 - 2) **Joe McKinney, Executive Director NADO**

- b. Audit, Finance & Facilities Committee Report** *(Holland)*
 - i. PlanRVA Office Relocation Budget Update**
 - ii. Next Meeting April 25 @ 1:30 p.m.**

- c. Public Outreach & Engagement Committee Report** *(Davey)*
 - i. FY2024 Work Program Priorities**
 - ii. Next Meeting April 17 @ 9 a.m.**

- d. Executive Director's Report** *(Shickle)*
 - i. Intergovernmental and Environmental Reviews** – page 7
 - ii. Bipartisan Infrastructure Law: Competitive Funding Opportunities**
(Jacocks/Waldron)

5. Adjourn - targeted adjournment time is 10:30 a.m.



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PlanRVA Commission Meeting Minutes
March 9, 2023 – 9:00 a.m.
PlanRVA James River Boardroom, 424 Hull Street, Suite 300,
Richmond, VA 23224 and via Zoom

Members Present (A = Alternate)

Town of Ashland		Goochland County		New Kent County	
Brent Chambers		Charlie Vaughters (virtual)	X	John Lockwood (A)	
Dr. Daniel McGraw	X	Neil Spoonhower		Patricia Paige, Treasurer	X
Kathy Abbott (A)		Hanover County		Amy Pearson	X
		Sean Davis, Chair	X		
Charles City County		Canova Peterson	X	Powhatan County	
Byron Adkins		Faye Prichard (A)		Michael Byerly, Vice Chair	X
William Coada (virtual)	X	Charlie Waddell	X	Steve McClung	X
Chesterfield County		Randy Whittaker		Bobby Hall	X
Kevin Carroll	X				
Dr. Mark Miller	X	Henrico County		City of Richmond	
Tim Davey	X	Gregory Baka	X	Andreas Addison	X
Gloria Freye	X	Tyrone Nelson		Ann-Francis Lambert	
James Holland		Patricia O'Bannon (virtual)	X	Stephanie Lynch	
Jim Ingle	X	Frank Thornton		Dr. Cynthia Newbille	X
Chris Winslow		Melissa Thornton		Rodney Poole	
				Ellen Robertson (A)	
				Jacob Giovia	X

The technology used for the PlanRVA Commission meeting was a web-hosted service created by Zoom and YouTube Live Streaming and was open and accessible for participation by members of the public. A recording of this meeting is available on our [Plan RVA YouTube Channel](#). Virtual participation of this meeting by members of the Commission is authorized under the City of Richmond Res. No. 2020-R025, - declaration of a local emergency due to the potential spread of COVID-19, adopted March 16, 2020. The resolution is available [here](#).

1. Welcome and Introductions

Chair Davis called the meeting to order at approximately 9:10 a.m.

a. Pledge of Allegiance

The Pledge of Allegiance was led by Chairman Davis.

b. Roll Call of Attendees and Certification of a Quorum

Janice Firestone, Program Manager, called the roll for attendance and certified that a quorum was present.

Confirmation of Member Participation from a Remote Location

Chair Davis asked remote participants to request approval and state their reason for participating remotely. The following members requested approval to participate remotely:

- William Coad. Reason: personal matter, specifically a scheduling conflict that prevents his attendance in-person.
- Patricia O'Bannon. Reason: personal matter, specifically a scheduling conflict that prevents her attendance in-person.
- Charlie Vaughters. Reason: personal matter, specifically a scheduling conflict that prevents his attendance in-person.

Chair Davis announced his approval of the requests to participate remotely.

On motion by W. Canova Peterson, seconded by Cynthia I. Newbille, the PlanRVA Commission voted to confirm that the Chair's decision to approve the members' request to participate from a remote location was in conformance with the PlanRVA Policy for Remote Participation of Members; and, the voice of the remotely participating members could be heard by all persons at the primary or central meeting location (voice vote).

The quorum was updated to show the presence of the remote members.

c. Public Comments

There were no public comments received or requests to address the Commission.

2. Agenda Amendments/Approval

On motion by Michael Byerly, seconded by Patricia A. Paige, the members of the PlanRVA Commission voted to approve the agenda as presented (voice vote).

3. Approval of February 9, 2023, Meeting Minutes

On motion by Cynthia I. Newbille, seconded by Charlie Waddell, the members of the PlanRVA Commission voted to approve the meeting minutes as presented (voice vote; Michael Byerly, W. Canova Peterson and Daniel McGraw abstained).

4. Standing Committee and Other Reports

a. Executive Committee & Chairman's Report

Chair Davis reported that the Executive Committee took action to move the meeting start time to 8:30 a.m. and the committee is recommending that the full Commission meetings be moved to 9:30 a.m.

Gregory Baka arrived at approximately 9:20 a.m.

On motion by Jim Ingle, seconded by Gloria Freye, the members of the PlanRVA Commission voted to change the PlanRVA Commission meeting start time to 9:30 a.m. (voice vote).

Chair Davis also reported on staff's recommendation to remain with the Local Choice program for FY24 and continue to explore other options for future years. There was a concurrence by commissioners to remain with the current program.

Martha. Shickle, Executive Director, reported on the Executive Committee's discussion on the FY2024 Annual Work Program Priorities.

Ms. Shickle also reviewed the additional options for PlanRVA to provide assistance to local governments that were suggested, including front office support, serving as a clearinghouse across the jurisdictions for information sharing, local ordinance review and providing recommendations to localities for implementation of regionally beneficial programs and ideas. This will be brought to the full Commission in May.

Kevin P. Carroll arrived at approximately 9:25 a.m.

Chairman Davis acknowledged Greta Ryan and announced her retirement later this month. Ms. Shickle commended Greta on her contribution to PlanRVA and noted some of her achievements.

b. Audit, Facilities & Finance Committee Report

Ms. Shickle provided this report and noted that the committee is scheduled to meet again April 25, 2023.

c. Public Outreach & Engagement Committee Report

Tim Davey, Committee Chair, reported that the committee is scheduled to meet again March 23, 2023.

Ms. Shickle reported on the newly created agenda cover sheets and upcoming events.

d. Executive Director's Report

I. FY2023 Key Imperatives Update

Ms. Shickle provided this update and reported on progress that has been made on the key imperatives over the last several months.

II. Intergovernmental and Environmental Reviews

Ms. Shickle noted that the reviews were included in the agenda packets. PlanRVA is required to track the information in the reports and submit it to the state.

5. Special Program – Emergency Management Update

Katie Moody, PlanRVA, provided an overview of the Emergency Management Alliance and its current programs, efforts, an overview of grant fund usage, the alliance's new website and some particular achievements over the past years.

Jess Robison, Alliance Chair, and Bill Lawson, Vice-chair, reported on some of the issues the Alliance is facing and described how it handles challenges. Chair Robison noted the importance of networking and teamwork throughout the region.

William Coda left the meeting (connection was lost) at approximately 10:20 a.m.

Commissioners had comments and questions. Chair Robison provided details on how the alliance is prepared to handle emergencies around the country and world should they occur in this area. A schedule of upcoming exercises will be put together and provided to the Commission.

It was noted that the Emergency Management Alliance will be invited to participate in the ongoing scenario planning project.

6. Adjourn

Chair Davis adjourned the meeting at 10:28 am.

Environmental & Intergovernmental Reviews

In cooperation with State Agencies, PlanRVA routinely is requested to provide environmental and intergovernmental reviews. PlanRVA staff circulate the review requests among member locality staff for comments and questions prior to submitting a response to the requesting State Agency.

Environmental reviews can include:

- **Environmental Assessments and Impact Reports** - Virginia code requires state agencies to prepare an environmental impact report (EIR) for each major state project.
- **Coastal Consistency Determinations and Certifications** - Due to receipt of Federal funds or permits, proposed projects must prove consistency with the enforceable policies of Virginia's Coastal Zone Management Program.
- **Groundwater Withdrawal Permits** - PlanRVA staff receives notice of Groundwater Withdrawal Permits in the Eastern Virginia Ground Water Management Area (GWMA). The eastern portion of PlanRVA is located in the Eastern Virginia GWMA. All jurisdictions in the Eastern Virginia GWMA are notified of pending permits as part of this process, therefore PlanRVA receives review requests for projects outside of the Richmond region. For more information about the Eastern Virginia GWMA see <http://www.deq.virginia.gov/Programs/Water/WaterSupplyWaterQuantity/WaterWithdrawalPermittingandCompliance.aspx>.
- **Virginia Water Protection (VWP) Permits** - DEQ issues VWP Permits for activities related to the quality of surface waters in the Commonwealth including the filling, dredging, draining or excavation of wetlands, streams, or other state waters. Surface water withdrawals are also permitted through VWP permits.
- **Virginia Pollutant Discharge Elimination System (VPDES) Permits** – DEQ issues VPDES permits to any person who discharges any pollutant into surface waters of the Commonwealth from a point source.

Intergovernmental reviews can include:

- State Agency grant applications for Federal funding, including:
 - CERCLA grant funds from US EPA (Superfund programming and site remediation)
 - Virginia Coastal Zone Management Program funding from the National Oceanic and Atmospheric Administration
 - Diesel Emission Reduction Act (DERA) State Clean Diesel funds from US EPA
 - Capitalization funds for the Virginia Clean Water Revolving Loan Fund for wastewater treatment facility improvements from US EPA
- FHWA Section 5310 funding for projects involving transit and mobility enhancements for seniors and individuals with disabilities.

For additional information on the reviews, please go to the following:

<https://planrva.org/environment/reviews/>.

Jurisdiction	Response Date	Review Name	Coastal Consistency Determination or Certification	Environmental Assessment, Impact Statement, or Impact Report	Groundwater Withdrawal Permit	VPDES Permit	VWP Permit	PSD Permit (Air Quality)	Federal funding of State Program	Superfund Remediation Application	FTA Section 5310 Funding	State Corporation Commission Application	Other
Charles City	3/10/2023	Charles City Landfill	X										
Chesterfield	3/10/2023	James River Industrial Center Lot 10											X
Hanover	3/23/2023	Walnut Grove			X								
Hanover	3/23/2023	High Point Farms			X								
Hanover	3/23/2023	Colonial Forest			X								
James City	3/16/2023	The Retreat			X								
Southampton	3/23/2023	Sedley			X								
Surry	3/23/2023	Town of Claremont			X								
Sussex	3/23/2023	Stony Creek			X								

Environmental and Intergovernmental Reviews

March 2023

In cooperation with State Agencies, PlanRVA routinely is requested to provide environmental and intergovernmental reviews. PlanRVA staff circulate the review requests among member locality staff for comments and questions prior to submitting a response to the requesting State Agency.

Located within the Richmond Region

Charles City Landfill

Charles City

Per Section 404 of the Clean Water Act, Waste Management of Virginia has submitted a Joint Permit Application to permanently impact 3.31 acres of nontidal forested wetlands and 150 linear feet of intermittent stream to complete the construction of the Charles City County Landfill as designed and permitted in the 1980s in order to continue operations of collecting and disposing of local and regional municipal waste. No changes to the original landfill design are proposed and the landfill is currently at its mid-point and as of 2020, the remaining site life of the facility is approximately 22 million cubic yards of airspace resulting in approximately 30+ years of site life.

James River Industrial Center Lot 10

Chesterfield

Timmons Group, on behalf of Reynolds Real Estate Ventures, LLC, c/o Benusa & Associates, requested a variance for a solid waste classification exemption for contaminated soils excavated from a construction project for CoStar Realty Information Services, Inc. at the location 600 Tredegar Street in Richmond, Virginia. Arsenic and Chromium are above allowable concentrations for reuse in the Department's statewide variance for management and reuse of contaminated media. However, reuse of the material at the James River Industrial Center – Lot 10 site is consistent with the hierarchy for contaminated media management (i.e. reuse at another site with comparable contaminants) as the CoStar Construction Project concentrations are within the range of existing soils at the site. This petition has been submitted consistent with the requirements of 9 VAC 20-81-760.A. The tentative decision to approve this petition for a variance is based on information submitted to the Department.

Walnut Grove

Hanover

Aqua Virginia, Inc. has applied for a reissuance of a permit for a non-municipal public water supply system in Hanover County, Virginia. The permit would authorize the applicant to withdraw a maximum of 6,500,000 gallons per year and 800,000 gallons per month from the Potomac aquifer. The groundwater withdrawal will provide potable water to residents of the Walnut Grove subdivision. The proposed withdrawal will utilize the Potomac aquifer at a depth between 310 feet to 390 feet below the land surface at the withdrawal site. An aquifer is a body of rock or layer of sediment in the ground in which groundwater is stored and transported. DEQ has made a tentative decision to issue the permit.

High Point Farms

Hanover

Aqua Virginia, Inc. has applied for a reissuance of a permit for a non-municipal public water supply system in Hanover County, Virginia. The permit would authorize the applicant to withdrawal a maximum of 5,200,000 gallons per year and 600,000 gallons per month from the Potomac aquifer. The groundwater withdraw will provide potable water to residents of the High Point Farms subdivision. The proposed withdrawal will utilize the Potomac aquifer at a depth between 279 feet to 354 feet below the land surface at the withdrawal site. DEQ has made a tentative decision to issue the permit.

Colonial Forest

Hanover

Aqua Virginia, Inc. has applied for a reissuance of a permit for a non-municipal public water supply system in Hanover County, Virginia. The permit would authorize the applicant to withdraw a maximum of 5,100,000 gallons per year and 600,000 gallons per month from the Potomac aquifer. The groundwater withdrawal will provide potable water to residents of the Colonial Forest subdivision. The proposed withdrawal will utilize the Potomac aquifer at a depth between 250 feet to 316 feet below the land surface at the withdrawal site. DEQ has made a tentative decision to issue the permit.

Located outside - but potentially impacting - the Richmond Region

The Retreat

James City

James City Service Authority has applied for a reissuance of a permit for potable water for domestic use to The Retreat subdivision public water supply. The permit would authorize the applicant to withdraw a maximum of 7,000,000 gallons per year and 900,000 gallons per month from the Piney Point aquifer. The ground water withdrawal will support domestic water use for The Retreat subdivision. The proposed withdrawal will utilize the Piney Point aquifer at a depth between 200 feet to 223 feet below the land surface at the withdrawal site. DEQ has made a tentative decision to issue the permit.

Sedley

Southampton

Sedley Water Company has applied for a reissuance of a permit for the town of Sedley. The permit would authorize the applicant to withdraw a maximum of 12,880,000 gallons per year and 1,670,000 gallons per month from the Potomac aquifer. The ground water withdrawal will support domestic uses for the residences and businesses in the community of Sedley. The proposed withdrawal will utilize the Potomac aquifer at a depth between 286 feet to 306 feet below the land surface at the withdrawal site. An aquifer is a body of rock or layer of sediment in the ground in which ground water is stored and transported. DEQ has made a tentative decision to issue the permit.

Town of Claremont

Surry

The Town of Claremont has applied for a reissuance of a permit for the Town's water system in Surry County, Virginia. The permit would authorize the applicant to withdraw a maximum of 13,500,000 gallons per year and 1,376,000 gallons per month from the Potomac aquifer. The ground water withdrawal will support the Town's potable water needs. The proposed withdrawal will utilize the Potomac aquifer at a depth between 307 feet to 385 feet below the land surface at the withdrawal site. DEQ has made a tentative decision to issue the permit.

Stony Creek

Sussex

Sussex Service Authority has applied for a reissuance of a permit for Town of Stony Creek. The permit would authorize the applicant to withdraw a maximum of 48,000,000 gallons per year and 4,574,000 gallons per month from the Water Table Potomac aquifer. The ground water withdrawal will support primarily residential with some commercial use for the Town of Stony Creek. The proposed withdrawal will utilize the Water Table Potomac aquifer at a depth between 52 feet to 108 feet below the land surface at the withdrawal site. An aquifer is a body of rock or layer of sediment in the ground in which ground water is stored and transported. DEQ has made a tentative decision to issue the permit.