

BOARD OF SUPERVISORS
Agenda Item

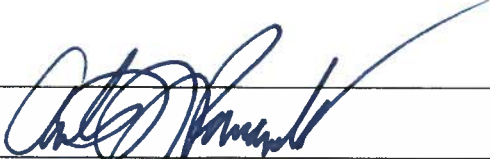
Meeting Date:	July 2, 2013
Title:	Request Action from the Governor on Permit By Rule Regulations for Waste-to-Energy Facilities
Department:	County Administration
Staff Contact:	Keith C. Dayton
Board Committee/ Other BACC:	R-Board
Staff Recommendation:	N/A
Budget Impact:	See Background Report
Time Sensitivity:	N/A

ATTACHMENTS:

1.	Background Report	2.	Proposed Resolution R13-224
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<input checked="" type="checkbox"/>	Consent Agenda	<input type="checkbox"/>	Other Business	<input type="checkbox"/>	Unfinished Business
	Discussion		Presentation		Work Session
	New Business		Public Hearing		Add-On

REVIEW:

<input checked="" type="checkbox"/>	County Administrator	
<input checked="" type="checkbox"/>	County Attorney	<i>Walter J. Silk for Charles L. Shumate</i>

DISTRICT:	Aquia
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BACKGROUND REPORT

The Board recently authorized execution of a lease with Energy Extraction Partners, LLC, (EEP), to allow construction and operation of a waste-to-energy facility at the Rappahannock Regional Landfill.

EEP is now in the permitting phase for this facility, and reported at the June 19, 2013 meeting of the Rappahannock Regional Solid Waste Management Board (R-Board) that the draft Permit By Rule (PBR) regulations, critical to the expeditious processing of the permits necessary for this facility, have been waiting for signature by the Governor for approximately ninety days.

Legislation extending PBR authorization to waste-to-energy facilities was adopted during the 2009 legislative session. However, the regulations necessary to implement this process have been under development since that time. As explained by EEP, implementation of the PBR regulations could reduce the overall permitting time by approximately one year. The uncertainty of which permit process to follow is having a detrimental effect on the preparation of permit documentation.

Following the June 19, 2013 report by EEP, the R-Board voted unanimously to forward a letter to the Governor requesting action on these regulations to allow clarity on the permit process to follow. The R-Board also requested similar action by the Board and the Fredericksburg City Council.

Staff recommends approval of proposed Resolution R13-224, which requests that the Governor take action on the PBR regulations related to waste-to-energy facilities.

PROPOSED

BOARD OF SUPERVISORS
COUNTY OF STAFFORD
STAFFORD, VIRGINIA

RESOLUTION

At a regular meeting of the Stafford County Board of Supervisors (the Board) held in the Board Chambers, Stafford County Administration Center, Stafford, Virginia, on the 2nd day of July, 2013:

MEMBERS:

- Susan B. Stimpson, Chairman
- Robert "Bob" Thomas, Jr., Vice Chairman
- Jack R. Cavalier
- Paul V. Milde III
- Ty A. Schieber
- Gary F. Snellings
- Cord A. Sterling

VOTE:

On motion of , seconded by , which carried by a vote of , the following was adopted:

A RESOLUTION REQUESTING ACTION BY THE GOVERNOR ON
THE PERMIT BY RULE REGULATIONS FOR WASTE-TO-ENERGY
FACILITIES

WHEREAS, during the 2009 session, the General Assembly extended Permit by Rule authorization to waste-to-energy facilities; and

WHEREAS, the Permit by Rule regulations have been promulgated in draft form; and

WHEREAS, the draft regulations require action by the Governor to become effective; and

WHEREAS, progress on the proposed waste-to-energy facility in the County is negatively affected by inaction on this matter; and

WHEREAS, the Board desires a decision on this matter;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the day 2nd of July, 2013, that it be and hereby does request action by the Governor on the Permit by Rule regulations for waste-to-energy facilities.